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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

Application Number 09/408,396

Filing Date September 29, 1999

First Named Inventor Buhr

Art Unit 1623

Examiner Name D. Khare

Attorney Docket Number GLIS-0128

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Response to Third Order to Show Cause
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Woodcock Washburn LLP

Signature /Joseph Lucci/

Printed name Joseph Lucci

Date December 20, 2007

Reg. No. 33,307

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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DOCKET NO.: GLIS-0128

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Buhr, et al.

Application No.: 09/408,396

Filing Date: September 29, 1999

For: Nucleoside 5'-Methylene Phosphonates

Confirmation No.: 4009

Group Art Unit: 1623

Examiner: D. Khare

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO THIRD ORDER TO SHOW CAUSE

On June 25, 2007, the PTO mailed a Third Order to Show Cause in connection with this reissue application providing a period of six (6) months to show cause why the Office should not terminate the reissue proceedings. The PTO advised that the showing must include either a copy of favorable determination of Applicants' June 6, 2006, Petition to Accept Late Payment of the First and Second Maintenance Fees in U.S. Patent No. 5,672,697 (hereinafter the "697 patent") or an explanation of why the proceedings should not be terminated.

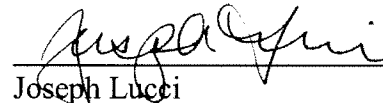
On May 8, 2007, Applicants received a decision by the PTO dismissing their petition to accept delayed payment of the maintenance fee for the 697 patent. The decision gave Applicants a non-extendable two month period in which to petition for reconsideration. On July 3, 2007, Applicants filed a Petition for Reconsideration Under 1.378(e).

Applicants are advised that the individual in the Petitions Branch to whom their petition has been assigned is retiring at the end of the year and that it is unlikely that the petition will be reassigned before the response date for the Third Order to Show Cause.

Applicants respectfully request that the proceedings in the present reissue application not be terminated on December 25, 2007, and that the time period for responding to the Third Order to Show Cause be extended to allow for the petition for reconsideration to be considered.

Respectfully submitted,

Date: December 20, 2007

A handwritten signature in cursive script, appearing to read "Joseph Lucci", is written over a horizontal line.

Joseph Lucci
Registration No. 33,307

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